

Notice of Allowability

Application No.

10/758,015

Examiner

Kalimah Fernandez

Applicant(s)

STRESAU ET AL.

Art Unit

2881

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7-27-05.
2. ☒ The allowed claim(s) is/are 11-23,28-35 and 40-53.
3. ☒ The drawings filed on 16 January 2004 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

Allowable Subject Matter

1. Claims 11-23, 28-35, and 40-53 are allowed. The following is an examiner's statement of reasons for allowance: the prior art of record fails to teach or fairly suggest the claimed invention.
2. Specifically, no teachings or obvious suggestion was found of the limitation "respective means for generating electrostatic and magnetic fields in a space extending from said impact surface past said dynode segments, whereby said electrons cascade and multiply successively along said array of dynode segments; wherein said means for generating said magnetic and electrostatic fields are configured whereby the E/B ratio adjacent any of dynode segments is smaller than adjacent the preceding dynode segment or impact surface relative to the direction of the cascade, whereby to decrease the radius of curvature of the electron trajectories along said cascade and to thereby focus the electron trajectories in at least one dimension" as in claim 11.
3. Similarly, no teaching or obvious suggestion was found of the limitation "wherein said first dynode segment is positioned and said means for generating said electrostatic and magnetic fields are configured to

cause said electrons to deflect on average through greater than 180 before impacting the first dynode segment, whereby to focus, in at least one dimension, multiple electrons generated from any given area of said impact surface to a smaller area at said first dynode segment" as in claim 28.

4. Lastly, no teaching or obvious suggestion was found of the limitation "wherein said means for generating a magnetic field comprises at least two magnetic poles positioned with respect to said cathode means to generate a magnetic field extending in a direction generally orthogonal or nearly orthogonal to said electrostatic field and configured to cause focussing, in said direction, of trajectories of said electrons from said impact surface to said first dynode segment" as in claim 40.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure: US Pat No. 6,833,913; US Pat No 5,997,713; US Pat No. 5,883,392; US Pat No 5,841,231; US Pat No

5,777,538; US Pat No 5,748,464; US Pat No 5,665,966; US Pat No 5,656,807; US Pat No 5,367,218; US Pat No 6,841,936; US Pat No 6,642,637; US Pat No 6,014,118; US Pat No 5,680,008; US Pat No 5,616,987; US Pat No 4,199,702; US Pat No 3,735,184; US Pat. No 2,175,697; and US Pat No. 4,164,681.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kalimah Fernandez whose telephone number is 571-272-2470. The examiner can normally be reached on Mon-Tues 6:30-3:30; Wed-Thurs 8-5 and Fri.9am-6 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John R. Lee can be reached on 571-272-2477. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

kf



NIKITA WELLS
PRIMARY EXAMINER

08/08/05